

A DECLARATORY RESOLUTION Confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3101 New Haven Avenue, Fort Wayne, Indiana 46803 (Hercules Machinery Corporation).

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Division 6, Article II, Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana, of 1974, as amended and I.C. 6-1.1-12.1, to wit:

South 307 feet of the East 240 feet fractional West of Birchwood Avenue and North of New Haven Avenue Part of Lot 28 Bird's Partition of Wayne Township, Allen County, Indiana.

said property more commonly known as 3101 New Haven Avenue, Fort Wayne, Indiana 46803; and

WHEREAS, said project will create two additional permanent jobs for a total additional annual payroll of \$26,000, with the average new annual job salary being \$13,000; and

WHEREAS, the total estimated project cost is \$50,000; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

**SECTION 1.** That, the Resolution previously designating the above described property as an "Economic Revitalization Area" is confirmed in all respects.

**SECTION 2.** That, the hereinabove described property is hereby declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the effective date of this Resolution and continue for a one year period. Said designation shall terminate at the end of that one year period.

SECTION 3. That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to a deduction of the assessed value of real estate.

SECTION 4. That, the estimate of the number of individuals that will be employed or whose employment will be retained and the estimate of the annual salaries of those individuals and the estimate of the value of redevelopment or rehabilitation all contained in Petitioner's Statement of Benefits are reasonable and are benefits that can be reasonably expected to result from the proposed described redevelopment or rehabilitation.

SECTION 5. The current year approximate tax rates for taxing units within the City would be:

- (a) If the proposed development does not occur, the approximate current year tax rates for this site would be  $\$8.4519/\$100$ .
- (b) If the proposed development does occur and no deduction is granted, the approximate current year tax rate for the site would be  $\$8.4519/\$100$  (the change would be negligible).

(c) If the proposed development occurs and a deduction percentage of fifty percent (50%) is assumed, the approximate current year tax rate for the site would be  $\$8.4519/\$100$  (the change would be negligible).

**SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from the assessed value of the real property shall be for a period of 10 years.

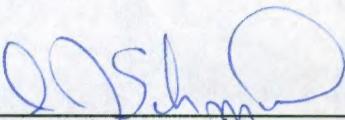
**SECTION 7.** The benefits described in the Petitioner's Statement of Benefits can be reasonably expected to result from the project and are sufficient to justify the applicable deductions.

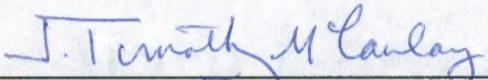
**SECTION 8.** For real property, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office and the City of Fort Wayne's Department of Economic Development and must be included in the deduction application. For subsequent years, the performance report must be updated within sixty days after the end of each year in which the deduction is applicable.

**SECTION 9.** The performance report must contain the following information:

- A. The cost and description of real property improvements.
- B. The number of employees hired through the end of the preceding calendar year as a result of the deduction.
- C. The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- D. The total number of employees employed at the facility receiving the deduction.
- E. The total assessed value of the real property deduction.
- F. The tax savings resulting from the real property being abated.

1                   **SECTION 10.** That, this Resolution shall be in full force  
2 and effect from and after its passage and any and all  
3 necessary approval by the Mayor.

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5                     
6                   Member of Council  
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9                   APPROVED AS TO FORM AND LEGALITY  
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11                     
12                   J. Timothy McCaulay, City Attorney  
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Read the first time in full and on motion by Schmidt, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Planning (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 2nd, day of February, 1993, at 7:00 o'clock P.M., E.S.T.

DATED: 1-12-93

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt, seconded by Edmonds, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>6</u>			<u>3</u>
<u>BRADBURY</u>				<u>1</u>
<u>EDMONDS</u>	<u>✓</u>			
<u>GiaQUINTA</u>				<u>1</u>
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>				<u>1</u>
<u>LUNSEY</u>	<u>✓</u>			
<u>RAVINE</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 2-9-93

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK  
*Sandra E. Kennedy, City Clerk*

Passed and adopted by the Common Council of the City of Fort Wayne,

Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. Q-05-93  
on the 9th day of January, 1993

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK  
*Sandra E. Kennedy, City Clerk*

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of February, 1993, at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK  
*Sandra E. Kennedy, City Clerk*

Approved and signed by me this 15th day of February, 1993, at the hour of 4:15 o'clock P.M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

January 13, 1993

Ms. Connie Lambert  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of January 16, 1993, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. R-93-01-08 & R-93-01-09  
Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1

NOTICE OF PUBLIC HEARING  
FORT WAYNE  
COMMON COUNCIL

(RESOLUTIONS NO. R-93-01-08 AND R-93-01-09)

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on 1-12-93, date designating property at 3101 New Haven Avenue, Fort Wayne, IN  
(Hercules Machinery Corporation)

an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on February 2, 1993, at 7:00 P.M., Common date, time & place  
Council Conference Room 128, City-County Bldg., One Main Street,

Fort Wayne, IN

If confirmed, said designation shall continue for one (1) year after confirmation.

All interested persons are invited to attend and be heard at the public hearing.

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

FW Common Council

(Governmental Unit)

ALLEN County, Indiana

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
 -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

24 lines, 1 columns wide equals 24 equivalent lines  
 at .33 cents per line

\$ 7.92

Additional charge for notices containing rule or tabular work  
 (50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 8.92

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: Jan 16, 1993

Title:

Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

1/16/93

Subscribed and sworn to before me this 16th day of Jan, 1993

Notary Public Whitley County, IN  
 SHELLEY R. LARUE

My commission expires: March 3, 1994

NOTICE OF PUBLIC HEARING  
 FORT WAYNE  
 COMMON COUNCIL  
 (RESOLUTIONS NO. R-93-01-08 AND R-93-01-09)  
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 Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on February 2, 1993, at 7:00 P.M., Common Council Conference Room 128, City-County Bldg., One Main Street Fort Wayne, IN.  
 If confirmed, said designation shall continue for one (1) year after confirmation.  
 All interested persons are invited to attend and be heard at the public hearing.  
 Sandra E. Kennedy  
 City Clerk  
 1-16 #821

FW Common Council

(Governmental Unit)

ALLEN County, Indiana

To: The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

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*Cindy Gillenwater*

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Title: Clerk

Clerk

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1/16/93

*Cindy Gillenwater*

Subscribed and sworn to before me this 16th day of Jan, 1993.

*Shelley R. Larue*  
Notary Public Whitley County, IN  
SHELLEY R. LARUE

My commission expires: March 3, 1994

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE Hercules Machinery Corporation is requesting a tax abatement in order to construct a two story addition to their existing structure.

*AP-93-01-09*

EFFECT OF PASSAGE Will allow for the creation of 2 new positions.

EFFECT OF NON-PASSAGE Opposite of above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) Mark GiaQuinta

BILL NO. R-93-01-09

REPORT OF THE COMMITTEE ON  
FINANCE

ARCHIE L. LUNSEY & DONALD J. SCHMIDT - CO-CHAIRPERSONS  
HENRY, EDMONDS, LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3101 New Haven Avenue, Fort Wayne, Indiana 46803 (Hercules Machinery Corporation)

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (RESOLUTION) \_\_\_\_\_

DATED: 29-93

Sandra E. Kennedy  
City Clerk